

ORIGINAL

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DISTRICT COURT OF GUAM

DEC - 8 2005 ap

MARY L.M. MORAN
CLERK OF COURT

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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF GUAM**

Comes now the United States and moves, pursuant to USSG § 5K1.1 and 18 U.S.C. § 3553(e), for a downward departure from the applicable total offense level to Level 25, which will yield an advisory guideline range of 57 to 71 months with Criminal History Category I. The government intends to recommend the minimum term under said range, and the reasons for such recommendation are set forth in a separate memorandum.

RESPECTFULLY SUBMITTED this 11th day of December 2005.

LEONARDO M. RAPADAS
United States Attorney
Districts of Guam and CNMI

P.M.L.

By:

MARIVIC P. DAVID
Assistant U.S. Attorney